

FIFTY-FOURTH DAY

(Thursday, April 23, 1959)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"O Lord, except a corn of wheat fall into the ground and die, it abideth alone; but if it die, it bringeth forth much fruit. Teach us now that we conquer by surrender; and that we must die to ourselves for Texas to live. We pray in the Savior's name. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Lane submitted the following reports:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred S. B. No. 245, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substi-

tute adopted in lieu thereof do pass and be printed.

LANE, Chairman.

C. S. S. B. No. 245 was read first time.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 634, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

LANE, Chairman.

C. S. H. B. No. 634 was read the first time.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 448, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 229, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred H. B. No. 230, have had the same under consideration, and we are instructed to report it back to the Senate with

the recommendation that it do pass and be printed.

LANE, Chairman.

Senator Hardeman submitted the following reports:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 69, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 22, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 438, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 273, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 436, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 172, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 351, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 578, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 167, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B.

No. 342, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 429, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred H. B. No. 852, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 331, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 332, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 463, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 473, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 670, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 920, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 449, have had the same under consideration, and we are instructed

to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, Your Committee on State Affairs, to whom was referred S. C. R. No. 32, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 409, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 639, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 464, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 775, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 4, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 95, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Senate Resolution 427

Senator Weinert offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, 32 pupils of the 7th Grade, San Marcos Academy, San Marcos, Hays County, Texas, accompanied by their teachers, Mr. Jack Ragsdill, Mrs. Carol Coleman, Mr. Frank Hunt; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Weinert by unanimous consent presented the students and teachers to the Members of the Senate.

Senate Resolution 428

Senator Phillips offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the Senior Class of Central High School, Galveston, Texas, accompanied by their teachers and sponsor, Professor A. W. McDonald; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Phillips by unanimous consent presented the students, teachers and sponsor to the Members of the Senate.

Senate Resolution 429

Senator Phillips offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, a group from the Social Studies Department of Goliad Junior High School, accompanied by their teacher, Principal R. F. Sterling, Jr.; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, prop-

erly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Phillips by unanimous consent presented the students and teachers to the Members of the Senate.

Senate Resolution 430

Senator Herring offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the 5th Grade Class from Pleasant Hill School in Austin, Travis County, Texas, accompanied by their teacher, Mrs. Laing; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to the class in recognition of their visit.

The resolution was read and was adopted.

Senator Herring by unanimous consent presented the students and their teacher to the Members of the Senate.

Senate Resolution 431

Senator Krueger offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Mr. and Mrs. Donald Dusen, Mr. and Mrs. Floyd Appling, Mr. and Mrs. M. J. Webb, and Mr. and Mrs. John Russell; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate, and that they

be extended the privileges of the floor for the day.

**KRUEGER
HERRING**

The resolution was read and was adopted.

Senator Krueger by unanimous consent presented the guests to the Members of the Senate.

Senate Resolution 432

Senator Aikin offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate Mr. Donald Smith, formerly of Paris, Texas, and now of McAllen; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate and the privileges of the floor for today.

The resolution was read and was adopted.

Senate Resolution 433

Senator Baker offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate 7 students from the 7th Grade Civics Class of the Alief Elementary School, Harris County, Texas, accompanied by their sponsors, Mr. and Mrs. A. B. Williamson; and

Whereas, These students of today are the citizens, leaders, and statesmen of tomorrow, who, with the acceptance of democracy's heritage, must carry on the responsibilities of self-government; and

Whereas, It is highly commendable that these young people are demonstrating, by their visit in the Senate, an interest in the processes of their state government; now, therefore, be it

Resolved, That we extend to these students a cordial welcome; and that a copy of this resolution, bearing the official seal of the Senate, be sent to them in appreciation of their visit.

The resolution was read and was adopted.

Senator Baker by unanimous consent presented the students and teachers to the Members of the Senate.

Reports of Standing Committees

Senator Willis submitted the following reports:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 453, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 251, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 457, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 391, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 51, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 188, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 690, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

Senator Hardeman submitted the following reports:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 340, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that committee substitute adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 340 was read first time.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 425, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that committee substitute adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 425 was read first time.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 448, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that committee substitute adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 448 was read the first time.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 333, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that committee substitute adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 333 was read the first time.

Senator Wood submitted the following report:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred S. J. R. No. 14, have had the same under consideration, and we are instructed to report it back to the Senate with the recom-

mendation that it do pass and be printed.

WOOD, Chairman.

Senator Willis submitted the following reports:

Austin, Texas,
April 21, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 514, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WILLIS, Chairman.

Austin, Texas,
April 13, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 92, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WILLIS, Chairman.

House Bills 92, 514 and 634 Ordered Not Printed

On motion of Senator Secrest and by unanimous consent H. B. Nos. 92, 514 and 634 were ordered not printed.

Senate Resolution 434

Senator Kazen offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate Homer E. Dean of Alice, Texas; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate and the privileges of the floor for the day.

The resolution was read and was adopted.

Senate Bill 465 on First Reading

By unanimous consent the following local bill was introduced, read

first time and referred to the Committee indicated:

By Senator Baker:

S. B. No. 465, A bill to be entitled "An Act authorizing independent school districts in counties having a population of Eight Hundred Thousand (800,000) or more according to the last preceding Federal Census to issue time warrants; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Senate Bill 466 on First Reading

By unanimous consent the following local bill was introduced, read first time and referred to the committee indicated:

By Senator Phillips:

S. B. No. 466, A bill to be entitled "An Act validating, ratifying and confirming certain conveyances by the City of Freeport to Brazoria County Drainage District No. 2 (also known as Velasco Drainage District of Brazoria County, Texas) and authorizing said Drainage District to maintain, repair, improve and extend the seawalls and other improvements so conveyed; prescribing a severability clause; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

House Bills Nos. 69 and 438 Ordered Not Printed

On motion of Senator Baker and by unanimous consent H. B. Nos. 69 and 438 were ordered not printed.

Senate Bill 467 on First Reading

Senator Fly moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Fly
Baker	Fuller
Bradshaw	Gonzalez
Colson	Hardeman
Crump	Hazlewood
Dies	Herring

Hudson	Ratliff
Kazen	Reagan
Krueger	Roberts
Lane	Rogers
Martin	Secrest
Moffett	Smith
Moore	Weinert
Owen	Willis
Parkhouse	Wood
Phillips	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Fly and Phillips:

S. B. No. 467, A bill to be entitled "An Act to amend Article 9 of Subchapter 1, Article 3 of Subchapter III, Article 2 of Subchapter IV, Article 4 of Subchapter IV, Article 6 of Subchapter IV, Article 8 of Subchapter IV, Article 2 of Subchapter V, Article 4 of Subchapter V, Article 7 of Subchapter V, and Article 6 of Subchapter VI, of Chapter 97, Page 127, Acts of the 48th Legislature, Regular Session, 1943, as amended, and to repeal Section 16 of Chapter 139, Page 233, Acts of the 52nd Legislature, Regular Session, 1951; providing for expenses and compensation of members of the Finance Commission; Capital, surplus and reserve requirements for the incorporation of state banks; stockholders' meetings, requirements for a quorum and voting of stock; directors, number of directors, change of number and advisory directors; directors' election, term of office, failure to elect directors, vacancies and failure to fill vacancies on the board of directors; meetings, chairman and quorum requirements for the board of directors; limitations on owning other real estate, depreciation and exceptions; limitations on real estate loans and investments, and exceptions; limit of liability of any one borrower, exceptions and penalties; and cash reserve requirements and determination thereof; and reserved depositaries; providing for severability; and declaring an emergency."

To the Committee on Banking.

Senate Resolution 435

Senator Moore offered the following resolution:

Whereas, The Texas State Commissioner of Health, Dr. Henry A. Holle, recently tendered his resignation in the midst of derogatory state-

ments about him which appeared prominently in public news media; and

Whereas, This distinguished Doctor of Medicine received his education in the Brenham Public Schools, Texas A & M College, and the University of Texas Medical School; and

Whereas, Dr. Holle has risen to international eminence in his chosen profession, having served with the United States Public Health Service in responsible positions for many years in this country and abroad; and

Whereas, Dr. Holle requested a leave of absence from the United States Public Health Service in order to accept the post of Commissioner of Health in his native State of Texas some five years ago, through a sense of obligation to his fellow Texans; and

Whereas, During Dr. Holle's period of service in Texas, the State Health Department has broadened its services to the people and has greatly increased its professional and administrative efficiency, largely through this capable doctor's ability and devotion to duty; and

Whereas, The new headquarters buildings of the State Department of Health reflect the planning and vision of Dr. Holle as well as the confidence reposed in him by succeeding members of the Texas Legislature and other officials of the State; and

Whereas, Much of the criticism voiced against Dr. Holle has decried his association with an agency of the government of the United States of America—an honorable circumstance more deserving of praise than censure by his fellow Texans and fellow Americans; and

Whereas, Additional criticism has concerned alleged technical violations on minor points about which Dr. Holle had previously, with great conscientiousness, obtained competent legal advice and counsel; and

Whereas, No charges of malfeasance in office have been directed against Dr. Holle, but many unkind and unsubstantiated remarks have been made about him; now, therefore, be it

Resolved, By the Senate of the State of Texas, that this honorable body hereby desires to place on the public records its high regard and esteem of Dr. Henry A. Holle; and be it further

Resolved, That the Senate of Texas hereby officially commends Dr. Holle

for his valuable services to the State of Texas; and be it further

Resolved, That a copy of this Resolution be transmitted to Dr. Holle as a token of the esteem in which he is held in his historic legislative chamber.

The resolution was read and was adopted.

Senate Bill 468 on First Reading

Senator Owen moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Nays—1

Hardeman

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Owen:

S. B. No. 468, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all school districts; validating the acts of county boards of school trustees, county judges, Commissioners Courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall have no application to litigation now pending questioning the validity of matters hereby validated, or to proceedings now pend-

ing before the County Boards of Education, State Commissioner of Education or The State Board of Education, or to any district which has heretofore been declared invalid by certain courts, or to districts which may have been established and later returned to original status, providing such litigation or proceedings are ultimately determined against the validity of matters hereby validated; providing a saving clause; and declaring an emergency."

To the Committee on State Affairs.

Senate Concurrent Resolution 58

Senator Crump offered the following resolution:

S. C. R. No. 58, Memorializing Congress relative to importation of foreign labor to the ranch and agricultural areas.

Whereas, By reliable sources it is reported the AFL-CIO through the medium of "The National Sharecroppers Fund" and other like organizations, financed and inspired by AFL-CIO, purposes to become dominant in, and ultimately control, livestock, farmers and agricultural groups and organizations; and

Whereas, It becomes apparent one of the announced objectives of such campaign will be "The elimination or curtailment of the foreign labor importation program so as to create a national farm labor shortage"; and

Whereas, It also becomes apparent such purpose and such objective have been embraced by the Federal Department of Labor and such Department, by administrative regulation and interpretation, is supporting such movement and, unless the plan is arrested, will obtain its objective, and will stop, for all practical purposes, any further importation of foreign labor to the ranch and agricultural areas of the Nation; and

Whereas, The proposed regulations of the Secretary of Labor direct the payment to foreign labor of the "prevailing wage rate paid in the area to domestic agricultural workers similarly employed" and will result in the determination and fixing by the Secretary of Labor of the wages required to be paid which will deprive the people of the State of Texas of the use of such labor and will also deprive foreign laborers from this source of employment; and

Whereas, The index of farm and ranch wages in the past nine years

has already increased far beyond other comparable wages, and the cost of farm operation, including the tax burden, has also greatly increased, and will continue to increase; and

Whereas, It is imperative that all farm, livestock and agricultural organizations in Texas, and the leadership of same, be immediately advised of this operation and the rapid progress thereof; that such organizations immediately communicate with their associates and like organizations in the other agricultural states of the Nation so as to apprise them of the threat posed to the agricultural economy of the Nation; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that all leaders in the livestock, farm and agricultural associations in the State of Texas be called upon to immediately investigate the situation hereinabove described; that the members and leaders thereof formulate a program to meet such situation and that similar leaders and organizations in other States, particularly in the agricultural and livestock raising states of the Nation, be urged to join in the movement and effort to oppose such activities; and be it further

Resolved, That copies of this Resolution be forwarded to the members of the Congressional Delegation from Texas and to the Secretary of Labor of the United States Department of Labor.

CRUMP
HARDEMAN
PARKHOUSE
MOORE
OWEN
AIKIN
SMITH
KRUEGER
ROBERTS
MOFFETT
RATLIFF
ROGERS
FLY
HERRING
HAZLEWOOD

The resolution was read.

On motion of Senator Crump and by unanimous consent the resolution was considered immediately and was adopted.

Record of Vote

Senator Gonzalez asked to be re-

corded as voting "Nay" on the adoption of the above resolution.

Senate Resolution 436

Senator Gonzalez offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, Phyllis Wheatley High School American History and Civics Classes, accompanied by their teacher and sponsor, Mrs. M. B. Hawkins and Mr. J. M. Warren; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Gonzalez by unanimous consent presented the students, Mrs. Hawkins and Mr. Warren to the Members of the Senate.

Senate Resolution 437

Senator Herring offered the following resolution:

Whereas, In an address by Sig Mickelson, Vice President of CBS Incorporated and General Manager of CBS News, before an assemblage of the Texas Association of Broadcasters and the Members of the Legislature of the State of Texas on April 13, 1959, the need for television to be free of restrictions in order to make its full contribution to a well-informed America was emphasized; and

Whereas, Concern was expressed with regard to certain restrictions which are hampering the dissemination of news and depriving the public of an important source of information designed to aid them in the comprehension of complex events; and

Whereas, An educated and well-informed citizenry is the foundation of free government and the cornerstone

of a Democratic society; now, therefore, be it

Resolved, by the Senate of the 56th Legislature of the State of Texas, That it go on record as endorsing the principle that the television industry, in the distribution of information, must be permitted to execute its effort with the utmost freedom commensurate with those fundamental rights guaranteed to all free men by the Constitution of the United States of America; and be it further

Resolved, That the Senate use this means to express its appreciation to Mr. Mickelson for his eloquent address and for the added insight afforded into the management of television networks, and that an enrolled copy of this resolution be sent to him.

The resolution was read.

Senator Herring asked unanimous consent to consider the resolution immediately.

Senator Ratliff moved that the resolution be referred to the Committee on State Affairs.

The motion to refer the resolution prevailed and the resolution was referred to the Committee on State Affairs.

Senate Resolution 438

Senator Hazlewood offered the following resolution:

Whereas, The sister of our colleague, the Senator from Cameron, who is visiting the Senate, has endeared herself, by her charm and grace, to the Members; and

Whereas, Her personality, charm and beauty have made the problems of State appear easier; and

Whereas, It is the desire of the Senate to recognize this delightful and personable lady and to designate her as the Queen of the Senate of the 56th Legislature; now, therefore, be it

Resolved, by the Senate of Texas, That Mrs. Carolyn Hudson Lynch be, and she is hereby designated "Queen of the Senate of the 56th Legislature."

HARDEMAN
HAZLEWOOD
LANE

The resolution was read and was adopted.

Senate Bill 469 on First Reading

Senator Fly moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Bradshaw	Owen
Colson	Parkhouse
Crump	Phillips
Dies	Ratliff
Fly	Reagan
Gonzalez	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Martin	

Absent

Fuller

Hardeman

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Fly:

S. B. No. 469, A bill to be entitled "An Act to amend Chapter 125, Acts of the 41st Legislature, Regular Session, 1929, as amended, compiled as Vernon's Civil Statutes, Art. 2039a, by amending Section 1 so as to provide that acceptance of benefits of operation of a motor vehicle or motorcycle within the State of Texas by a resident who becomes a non-resident before service upon him of process in any civil action shall be deemed equivalent to the appointment of the Chairman of the State Highway Commission of Texas as agent for service; and declaring an emergency."

To the Committee on Jurisprudence.

Senate Bill 470 on First Reading

By unanimous consent the following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Fly:

S. B. No. 470, A bill to be entitled "An Act enlarging Calhoun County

Drainage District No. 10 and defining the boundaries thereof, as enlarged; finding a benefit and public use; providing for calling and holding an assumption of indebtedness election or elections; permitting future addition or annexation of land to such District as provided by law; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

Senate Bill 471 on First Reading

By unanimous consent the following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Fly:

S. B. No. 471, A bill to be entitled "An Act validating Calhoun County Water Control and Improvement District No. 1, and declaring it to be a validly existing and operating conservation and reclamation district under Section 59, Article XVI, Constitution of Texas; validating the area and boundaries of the District and all proceedings relating to the conversion of such District into a water control and improvement district from a drainage district; providing that such District shall be considered to be organized and existing for the sole purpose of reclamation and drainage of its overflowed lands and other lands needing drainage, and to accomplish said purpose said District shall have all the rights, powers, privileges and duties conferred and imposed by the general laws of the State of Texas now in force or hereafter enacted, applicable to water control and improvement districts created under authority of Section 59, Article XVI, Constitution of Texas; validating governmental proceedings and acts; finding and determining that the lands and other property within said District are, and will be, benefited by the District and its improvements and facilities to be constructed and acquired; providing that the ad valorem basis or plan of taxation shall be used by the District and that it shall not be necessary to hold a hearing on the adoption of a plan of taxation; declaring that the District is essential to the accomplishment of the purposes of Section 59, Article XVI, Constitution of Texas and declaring the District to be a governmental agency, a body politic, and

a municipal corporation; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

Senate Concurrent Resolution 59

Senator Crump offered the following resolution:

S. C. R. No. 59, Congratulating the cast of "A Midsummer Night's Dream" and making them official good-will ambassadors to Great Britain on their tour of the play from May 18 through August 15, 1959.

Whereas, A dramatic production of Shakespeare's "A Midsummer Night's Dream" by the student company of Howard Payne College, Brownwood, Texas, will tour Great Britain for nine weeks from May 18 through August 15, 1959; and

Whereas, This production is set in Texas in the middle eighties rather than that of ancient Greece, and the cast will be costumed in the typical style of Texas in that era; and

Whereas, These young people will wear Texan dress on the streets of Great Britain in order to be easily recognized. These young people come from all parts of Texas and represent the finest elements of our State, as they are a lively, talented, happy, well-adjusted, well-mannered, Christian group who will demonstrate the warm, friendly atmosphere characteristic of real Texans; and

Whereas, The British will be able to observe at close range the quality of our young people, and also see that original, imaginative and unusual things of a cultural nature come from Texas. This tour will also be a means of interpreting Texas and Texans to the British; and

Whereas, This production has received national and international publicity because of the unusual interpretation of such a classic play, having received acclaim from local, state, and national newspapers and publications. Life Magazine's great photographer, Eliot Elisofan took pictures of the production and a full page was given these pictures in the December 22nd issue of the magazine; and

Whereas, Professor Alex Reeve, who conceived the Texan style "Dream" and who is director of the play, was born in London and lived in England until three years ago

when he came to Howard Payne, believes this play will have great appeal to the British since westerns and Texans are very popular with the English; and

Whereas, The International Theatre Festival at the University of Bristol in England has selected "A Midsummer Night's Dream" to be the featured attraction of their activities; and

Whereas, These young people are typical of the American youth in Texas, and are making a tremendous contribution to the strengthening of international relations; now, therefore, be it

Resolved, That the Senate of the State of Texas, the House of Representatives concurring, extend its congratulations to this fine group of Texans and appoint them official goodwill ambassadors to Great Britain; and be it further

Resolved, That an official copy of this resolution be sent to each student in the cast, and to Professor Alex Reeve, and to McDonald W. Held, Director and Chairman of the Division of Speech Arts of Howard Payne College, Brownwood, Texas.

The resolution was read.

On motion of Senator Crump and by unanimous consent the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 60 on First Reading

Senator Baker moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a resolution, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Kazen
Baker	Krueger
Bradshaw	Lane
Colson	Martin
Crump	Moffett
Dies	Moore
Fly	Owen
Fuller	Parkhouse
Gonzalez	Phillips
Hardeman	Ratliff
Hazlewood	Reagan
Herring	Roberts
Hudson	Rogers

Secrest
Smith
Weinert

Willis
Wood

The following resolution was then introduced, read first time and referred to the committee indicated:

By Senator Baker:

S. C. R. No. 60, Granting Steve Paul permission to sue the State of Texas.

Whereas, It is alleged that the State Highway Department of Texas is in the process of building and is causing to be built by and through its duly authorized agents and representatives, and said Highway Department by and through its agents and employees are supervising and constructing the building of U. S. Highway No. 75 through the County of Galveston, Texas; and

Whereas, It is alleged that Steve Paul has property appropriated for said highway, as well as property abutting said highway; and

Whereas, Steve Paul alleges that in the construction of the said U. S. Highway No. 75 by said Highway Department, a portion of his land, consisting of approximately five thousand square feet (5,000 sq. ft.) in the Greg Subdivision in Galveston County, Texas, has been taken by said Highway Department and will be used for said highway without any compensation for same being paid to, or received by, Steve Paul, and that the balance of his land has been damaged without any payment therefor, all in violation of our Texas Constitution; and

Whereas, The said Steve Paul is desirous of determining the liability of the State of Texas, the State Highway Department and Galveston County, Texas, through the Courts of this State; now, therefore, be it

Resolved, By the Senate, the House of Representatives concurring, that Steve Paul be, and he is hereby granted permission to bring suit against the State of Texas and against the Highway Department of the State of Texas in the District Court of Galveston County, Texas, in order to determine what damages, if any, he is entitled to recover; and in the event said suit is filed service of citation, or any other necessary process, shall be had upon the Chairman of the State Highway Commission of Texas and the Attorney General of the State of Tex-

as, and that said case shall be tried as all other civil cases, reserving to either party the right of appeal, and if final judgment is rendered against the State of Texas and the State Highway Department, or if said claim is compromised, or otherwise settled, with the consent of the Attorney General, or the State Highway Commissioner, under such terms that Steve Paul is entitled to damages, the State Highway Commission is hereby authorized and empowered to pay said judgment, or the compromised sum, out of State Highway Funds, and there is hereby appropriated out of State Highway Funds not otherwise appropriated a sufficient amount to pay said final judgment, or the compromised amount of damages, if any, which may be recovered by the said Steve Paul; and, be it further

Resolved, That this Resolution is in no manner an admission of any liability, but is for the sole and only purpose of giving authority and consent to sue the State of Texas and the State Highway Department; and be it further

Resolved, That in any suit instituted pursuant to this Resolution, no recovery shall be had for interest, whether accruing prior to or subsequent to judgment or settlement.

The resolution was read and was referred to the Committee on Jurisprudence.

House Bill 145 on Second Reading

On motion of Senator Weinert and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 145, An Act to adopt and establish general statutory provisions applicable to non-profit corporations; to provide for the incorporation, regulation, admission to conduct affairs in Texas, merger, consolidation, receivership, dissolution, and liquidation of those non-profit corporations to which this Act shall apply; . . . etc.; and declaring an emergency.

The bill was read second time.

Senator Weinert offered the following Committee Amendment to the bill:

Amend H. B. 145, Article 9.03, Section A, by changing the period at the

end of Subsections (1) and (2) to a semicolon and adding the following:

"provided that the filing fee in the case of a church shall be ten (\$10.00) dollars."

The Committee Amendment was adopted.

Senator Weinert offered the following Committee Amendment to the bill:

Amend H. B. 145, Article 3.02, by inserting after the word "Directors" wherever it appears in the Article, the words "or Trustees."

The Committee Amendment was adopted.

Senator Weinert offered the following Committee Amendment to the bill:

Amend H. B. No. 145 by striking out all of Art. 2.14, and inserting in lieu thereof, the following:

Article 2.14. BOARD OF DIRECTORS or TRUSTEES

A. The affairs of a corporation shall be managed by a board of directors, or trustees. Directors or trustees need not be residents of this State or members of the corporation unless the articles of incorporation or the by-laws so require. The articles of incorporation or the by-laws may prescribe other qualifications for directors or trustees.

B. Boards of directors or trustees of religion, charitable, educational, or eleemosynary institutions may be affiliated with, elected and controlled by a convention, conference or association organized under the laws of this State or another state, whether incorporated or unincorporated, whose membership is composed of representatives, delegates, or messengers from any church or other religious association.

C. The articles of incorporation of a church may vest the management of the affairs of the corporation in its members. If the church has a board of directors or similar body, it may limit the authority of such board to whatever extent as may be set forth in the articles of incorporation or by-laws. A church organized and operating under a congregational system and incorporated prior to the effective date of this Act shall be deemed to have vested the management of the affairs of the corporation in its members in the absence of an express pro-

vision to the contrary in the articles of incorporation of the by-laws.

D. In the case of a corporation which is a church, the Board may be designated by any name appropriate to the customs, usages, or tenets of the church.

The Committee Amendment was adopted.

Senator Weinert offered the following Committee Amendment to the bill:

Amend H. B. 145, Article 2.20, by adding a new Subsection to be known as Subsection D and to read as follows:

D. In the case of a corporation which is a church, it shall not be necessary that there be officers as provided herein, but such duties and responsibilities may be vested in the Board of Trustees or other designated body in any manner provided for in the Articles of Incorporation or the By-Laws.

The Committee Amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend Section F, Article 10.04 of House Bill 145, so that it will hereafter read and provide as follows:

"F. Insofar as the same are not inconsistent with or contrary to any applicable provision of the Insurance Code of Texas, or any amendment thereto, the provisions of this Act shall apply to and govern burial associations as defined in Article 14.37, Texas Insurance Code, local mutual aid associations, statewide mutual assessment corporations, and county mutual insurance companies; provided however, (a) that any such mutual insurance associations or companies may, upon advance approval of the Commissioner of Insurance, pay dividends to its members, and (b) that wherever in this Act some duty, responsibility, power, authority, or act is vested in, required of, or to be performed by the Secretary of State, such is to be vested in, required of, or performed by the Commissioner of Insurance insofar as such mutual insurance companies or associations are concerned."

The amendment was adopted.

On motion of Senator Weinert and

by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

Record of Vote

Senator Willis asked to be recorded as voting "Nay" on the passage of H. B. No. 145 to third reading.

House Bill 145 on Third Reading

Senator Weinert moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 145 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lane
Baker	Martin
Bradshaw	Moffett
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Wood

Nays—1

Willis

Absent

Hazlewood Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed.

Record of Vote

Senators Hardeman, Herring, Willis and Aikin asked to be recorded as voting "Nay" on the final passage of H. B. No. 145.

Senate Resolution 440

Senator Baker offered the following resolution:

Whereas, We are honored today to

have in the gallery of the Senate, 43 members of the 7th Grade Texas Government from Pershing Jr. High School, Houston, Harris County, Texas, accompanied by their teachers and sponsors, Mrs. Allen, Mr. Bob Callaway and Mr. N. P. Littlejohn; and

Whereas, These students of today are the citizens, leaders and statesmen of tomorrow, who, with the acceptance of democracy's heritage, must carry on the responsibilities of self-government; and

Whereas, It is highly commendable that these young people are demonstrating, by their visit in the Senate, an interest in the processes of their state government; now, therefore, be it

Resolved, That we extend to these students a cordial welcome; and that a copy of this Resolution, bearing the official seal of the Senate, be sent to them in appreciation of their visit.

The resolution was read and was adopted.

Senator Baker by unanimous consent presented the students, teachers and sponsors to the Members of the Senate.

Reports of Standing Committees

Senator Kazen by unanimous consent submitted the following report:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Transportation, to whom was referred H. B. No. 856, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KAZEN, Chairman.

Senator Aikin by unanimous consent submitted the following reports:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 465, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 466, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

House Bill 856 Ordered Not Printed

On motion of Senator Herring and by unanimous consent H. B. No. 856 was ordered not printed.

Senate Bill 178 with House Amendments

Senator Willis called S. B. No. 178 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Willis moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Bill 466 Ordered Not Printed

On motion of Senator Phillips and by unanimous consent S. B. No. 466 was ordered not printed.

House Bill 473 Ordered Not Printed

On motion of Senator Phillips and by unanimous consent H. B. No. 473 was ordered not printed.

Senate Bill 465 Ordered Not Printed

On motion of Senator Baker and by unanimous consent S. B. No. 465 was ordered not printed.

House Bill 201 on Second Reading

The President laid before the Senate on its second reading and passage to third reading H. B. No. 201 (The bill having been read the second time on yesterday).

Question—Shall H. B. No. 201 be passed to third reading?

On motion of Senator Parkhouse and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 920 Ordered Not Printed

On motion of Senator Fuller and by unanimous consent H. B. No. 920 was ordered not printed.

House Bill 151 on Third Reading

The President laid before the Senate on its third reading and final passage H. B. No. 151:

H. B. No. 151, Amending Chapter 52, Acts of the Forty-first Legislature, First Called Session, 1929, as amended by Chapter 429, Acts of the Fifty-third Legislature, Regular Session, 1953, to provide for the control and eradication of vesicular exanthema in swine; repealing conflicting laws; providing for severability; providing a penalty for violation; and declaring an emergency."

The bill was read the third time and was passed.

Record of Votes

Senators Aikin and Dies asked to be recorded as voting "Nay" on the final passage on H. B. No. 151.

Senate Concurrent Resolution 29 Re-referred

On motion of Senator Herring and by unanimous consent S. C. R. No. 29 was withdrawn from the Committee on State Affairs and re-referred to the Committee on State Departments and Institutions.

House Bill 737 on Second Reading

On motion of Senator Hudson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 737, A bill to be entitled "An Act amending Section 7, of Chapter 59, Acts of the 40th Legislature, 1927, as amended, relating to the County Court at Law of Cameron County; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 737 on Third Reading

Senator Hudson moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three

several days be suspended and that H. B. No. 737 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Krueger
Baker	Lane
Bradshaw	Martin
Colson	Moffett
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Wood

Absent

Moore	Willis
Owen	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Lane
Baker	Martin
Bradshaw	Moffett
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood

Absent

Moore

House Bill 566 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 566, A bill to be entitled "An Act amending Article 1679, Revised Civil Statutes of Texas of 1925,

as amended, increasing the amounts which the Commissioners Courts are authorized to set aside out of certain other county funds, for free county library purposes; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 566 on Third Reading

Senator Hardeman moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 566 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Krueger
Baker	Lane
Bradshaw	Martin
Colson	Moffett
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis

Absent

Moore	Wood
Owen	

House Bill 453 on Second Reading

On motion of Senator Willis and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 453, A bill to be entitled "An Act validating donations of unimproved land by Home Rule cities by grant or lease to counties wherein they are located for use by Juvenile Board of such counties, and authorizing such donations; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 453 on Third Reading

Senator Willis moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 453 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Martin
Baker	Moffett
Bradshaw	Owen
Colson	Parkhouse
Crump	Phillips
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Lane	Wood

Nays—1

Krueger

Absent

Fly Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Martin, Krueger, Moffett, Hardeman and Aikin asked to be recorded as voting "Nay" on the final passage of H. B. No. 453.

Senate Resolution 441

Senator Krueger offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate the Government Class of the El Campo High School accompanied by their teacher, Mr. Charles Kling; and

Whereas, These students of today are the citizens, leaders, and statesmen of tomorrow, who, with the acceptance of democracy's heritage, must carry on the responsibilities of self-government; and

Whereas, It is highly commendable that these young people are demonstrating, by their visit in the Senate, an interest in the processes of their state government; now, therefore, be it

Resolved, That we extend to these students a cordial welcome; and that a copy of this Resolution, bearing the official seal of the Senate, be sent to them in appreciation of their visit.

The resolution was read and was adopted.

Senator Krueger by unanimous consent presented the students and Mr. Kling to the Members of the Senate.

House Bill 332 on Second Reading

On motion of Senator Lane and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 332, An Act to create the Attoyac Bayou Watershed Authority conservation and reclamation district in Shelby, Rusk, and Nacogdoches Counties under the provisions of Article XVI, Section 59, of the Constitution of Texas; prescribing the duties, powers, functions, and procedures for the district, including the right to participate in the organization of subordinate districts to carry out the functions of the master district under certain circumstances and conditions; etc.; and declaring an emergency.

The bill was read second time and passed to third reading.

House Bill 332 on Third Reading

Senator Lane moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three sev-

eral days be suspended and that H. B. No. 332 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

Reports of Standing Committees

Senator Crump by unanimous consent submitted the following report:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to whom was referred S. C. R. No. 29, have had the same under consideration, and we are instructed to report it back to the Senate with the rec-

ommendation that it do pass, and be printed.

CRUMP, Chairman.

Senator Lane by unanimous consent submitted the following report:

Austin, Texas,
April 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred S. C. R. No. 60, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Senate Concurrent Resolution 29
Ordered Not Printed

On motion of Senator Herring and by unanimous consent S. C. R. No. 29 was ordered not printed.

Senate Resolution 442

Senator Parkhouse offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the 7th and 8th grade students of the Saint James School in Dallas, accompanied by their teachers, Sister Dorothy Ann and Sister Imelda; and

Whereas, These students of today are the citizens, leaders, and statesmen of tomorrow, who, with the acceptance of democracy's heritage, must carry on the responsibilities of self-government; and

Whereas, It is highly commendable that these young people are demonstrating, by their visit in the Senate, an interest in the processes of their state government; now, therefore, be it

Resolved, That we extend to these students a cordial welcome; and that a copy of this resolution, bearing the official seal of the Senate, be sent to them in appreciation of their visit.

The resolution was read and was adopted.

Senator Parkhouse by unanimous consent presented the students and their teachers to the Members of the Senate.

Senate Concurrent Resolution 60
Ordered Not Printed

On motion of Senator Baker and by

unanimous consent S. C. R. No. 60 was ordered not printed.

Senate Resolution 443

Senator Parkhouse offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, students from the Insurance Department at Southern Methodist University accompanied by representatives of the Dallas Association of Insurance Agents—Lonnie Mohundro, Exec. Sec. of the Association; Stagg Renz, Agent; Rex Harris, Agent; and George Wilhite, accompanied by their teachers, Professor Joseph F. Trosper, Chairman of the Insurance Dept., and Professor Frank A. Young; and

Whereas, These students of today are the citizens, leaders, and statesmen of tomorrow, who with the acceptance of democracy's heritage, must carry on the responsibilities of self-government; and

Whereas, It is highly commendable that these young people are demonstrating, by their visit in the Senate, an interest in the processes of their state government; now, therefore, be it

Resolved, That we extend to these students a cordial welcome; and that a copy of this Resolution, bearing the official seal of the Senate, be sent to them in appreciation of their visit.

The resolution was read and was adopted.

Senator Parkhouse by unanimous consent presented the students and sponsors to the Members of the Senate.

Motion to Place

House Bill 135 on Second Reading

Senator Rogers asked unanimous consent to suspend the regular order of business and take up H. B. No. 135 for consideration at this time.

There was objection.

Senator Rogers then moved to suspend the regular order of business and take up H. B. No. 135 for consideration at this time.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—17

Baker	Moffett
Bradshaw	Parkhouse
Colson	Roberts
Crump	Rogers
Gonzalez	Secrest
Hardeman	Smith
Hazlewood	Willis
Herring	Wood
Kazen	

Nays—9

Aikin	Martin
Dies	Phillips
Fly	Ratliff
Hudson	Reagan
Lane	

Absent

Fuller	Owen
Krueger	Weinert
Moore	

Adjournment

On motion of Senator Martin the Senate at 12:20 o'clock p.m. adjourned until 10:30 o'clock a.m. on Monday, April 27, 1959.

Record of Votes

Senators Krueger, Phillips, Smith, Herring, Hazlewood and Willis asked to be recorded as voting "Nay" on the motion to adjourn.

In Memory of
Miss Mary Pina

Senator Gonzalez offered the following resolution:

(Senate Resolution 439)

Whereas, The Universal Father, in His infinite wisdom did, on April 4, 1959, remove from her earthly labors, Miss Mary Pina; and

Whereas, Miss Pina was a teacher for over twenty years in the Bowie Elementary School of San Antonio; and

Whereas, She had been active in the Red Cross, the Girl Scouts, and the Legion of Mary; and

Whereas, Miss Pina served her Community and Church long and faithfully; now, therefore, be it

Resolved, That when the Senate adjourns today, it do so in her memory and that a page in the permanent Journal in the Senate be devoted to the recording of this resolution; and be it further

Resolved, That an enrolled copy of this resolution be sent to her family as a token of sympathy.

The resolution was read and was adopted by a rising vote of the Senate.